HONOURABLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.23886 OF 2006

Dated: 16.11.2006

Between:

Palika Lakshman Rao

.....
PETITIONER

AND

The District Collector and
District Election Authority,
East Godavari District,
Kakinada and another.

.....RESPONDENTS

HONOURABLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.23886 OF 2006

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the second respondent in not considering the objections raised by the petitioner on 14.11.2006, as illegal, arbitrary and contrary to the provisions of A.P. Co-Operative Societies Act (for brevity 'the Act').

It appears that the petitioner is the Chief promoter of Municipal Corporation, Grade-I, Toddy Tappers Co-Operative Society, Rajahmundry at East Godavari (for brevity 'the Co-Operative society'). While so, the Co-Operative society was registered under the provisions of the Act in the year 2005. Now, the elections of the Co-Operative society are scheduled to be held on 23.11.2006. Further, it appears that originally there were only 34 members in the Co-Operative society. Now, according to the petitioner, there are 52 members in the Co-Operative society and inclusion of those members is neither legal nor proper. Therefore, he sent a telegram dated 14.11.2006 raising objections as to inclusion of certain persons as members of the Co-Operative society. The inclusion of unqualified persons would prejudice the interest of the Co-Operative society.

In view of the above, without expressing any opinion on the merits, the second respondent is directed to dispose of the telegram/representation purported to have been made by the petitioner on 14.11.2006 and pass appropriate orders within a period of three days from the date of receipt of a copy of this order and communicate the same to the petitioner.

With the above directions, the writ petition is disposed of. No order as to costs.

(C.V.RAMULU, J)

16.11.2006
DR